

EIGHTIETH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend Harold Kelly, Hendersonville Bible Church, Hendersonville, Tennessee.

Representative Ray Clark led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 86

Representatives present were: Anderson, Atchley, Bell, Bewley, Bivens, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Dixon, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Shelby), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--86.

The Speaker announced that Representative Stafford was excused because of illness.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

2146--To amend workers' compensation law;

2198--To impose penalty, truck weight violations; both substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 1398, 1445, 1784, 1862, 2093, 2146, 2198, 2203 and 2295; House Resolutions Nos. 98, 146, 150, 151, 155 and 157; and House Joint Resolutions Nos. 60, 167, 214, 305, 435, 503 and 561; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 1398, 1445, 1784, 1862, 2093, 2146, 2198, 2203 and 2295; House Resolutions Nos. 98, 146, 150, 151, 155 and 157; and House Joint Resolutions Nos. 60, 167, 214, 305, 435, 503 and 561.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

247--Relative to congratulating Kingsport, Fun Fest Celebration;

249--Relative to commending Senator William H. Ortwein;

257--Relative to commending Major Charles Wade Westbrook; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

2012--To make certain provisions, commercial truck drivers' traffic records; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 1388, 1700 and 2039, with his approval.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

Mr. Work moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 215, which motion prevailed.

Senate Joint Resolution No. 215--Relative to study, group insurance, education agencies.

Mr. Work moved that Senate Joint Resolution No. 215 be concurred in, which motion prevailed by the following vote:

Ayes	80
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Clark (Sumner), Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Frensley, Gafford, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Jared, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--80.

A motion to reconsider was tabled.

Mr. Work moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 216, which motion prevailed.

Senate Joint Resolution No. 216--Relative to study, certain conditions, compulsory attendance law.

Mr. Work moved that Senate Joint Resolution 216 be concurred in, which motion prevailed by the following vote:

Ayes	83
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Clark

(Sumner), Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Jared, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--83.

A motion to reconsider was tabled.

Mr. Love moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 218, which motion prevailed.

Senate Joint Resolution No. 218--Relative to acknowledging support, proposed Area Health Education Center Program.

Mr. Love moved that Senate Joint Resolution No. 218 be concurred in, which motion prevailed by the following vote:

Ayes	82
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Clark (Sumner), Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Hillis, Hudson, Hurley, Huskey, Jared, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--82.

A motion to reconsider was tabled.

RULES SUSPENDED

Mr. Robertson moved that the rules be suspended in order to place all congratulatory resolutions filed before adjournment today on the Consent Calendar, which motion prevailed.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

- 265--Relative to urging TVA to implement certain policies;
- 271--Relative to Obion-Forked Deer Basin Authority;
- 286--Relative to continuing Reelfoot Task Force;
- 432--Relative to observing April as Child Abuse and Neglect Prevention Month;
- 480--Relative to enforcement, certain federal antitrust laws;
- 492--Relative to locating V. A. Hospital in Knoxville area;
- 502--Relative to urging Congress to retain George Washington postage stamp;
- 537--Relative to commending Miss Charlotte Youree;
- 538--Relative to honoring Uelucious Purdy;
- 542--Relative to honoring Post 202, American Legion;
- 543--Relative to honoring All-American Carolyn Peck;
- 544--Relative to recognizing Carolyn Peck, Jefferson County;
- 548--Relative to congratulating Mr. and Mrs. Lawson Dudley Mitchell;
- 564--Relative to honoring Anderson County Neighborhood Watch Program; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

- 550--Relative to memory, H. J. Shivell of Kingsport; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

- 247--To provide tax relief, disabled veterans;
- 1481--To appropriate funds, certain fees, attorneys;
- 1486--To make certain provisions, retirement;
- 1523--To exempt agricultural aircraft from sales tax;
- 1637--To make certain provisions, criminal cases;
- 2061--To make certain provisions, financial institutions;
- 2210--To provide for liability insurance, certain employees;
- 2213--To amend Highway User Fuel Tax Law;
- 2294--To regulate electric cooperatives, certain counties; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CALENDAR

Mr. Bragg moved that House Bill No. 2014 be placed on the Calendar for Thursday, May 24, 1984, which motion prevailed.

Ms. DeBerry moved that House Joint Resolution No. 81 be withdrawn from the House, which motion prevailed.

House Bill No. 440--To authorize promulgation of rules, bonded indebtedness.

Mr. Murphy moved that House Bill No. 440 be passed on third and final consideration.

Mr. McKinney moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 440 by deleting Sections 1, 2, and 3 and replacing them with the following:

Section 1. The following new chapter is added to the Tennessee Code Annotated, to be placed and numbered according to the discretion of the Tennessee Code Commission:

Part 1

State and County Area Allocations

Section _____. Title. This chapter shall be known as the Tennessee Private Activity Bond Allocation Act of 1984.

Section _____. Definitions. For purposes of this chapter, the following words or groups of words shall have the following respective meanings:

(1) "Allocation period" means the twelve (12) month period established pursuant to the Federal Limitation Act for which the state's allotment of private activity bonds is determined.

(2) "Approval" means either initial approval or secondary approval.

(3) "Commissioner" means the commissioner of economic and community development.

(4) "County area system" means whatever mechanism is established by the mayors and county executive in each county to make allocation decisions and handle private activity bond issuance requests.

(5) "Federal Limitation Act" means an act of Congress of the United States other than the Mortgage Subsidy Bond Tax Act of 1980, Public Law number 96-499, Section 1102 (a) and amendments to it, amending the Internal Revenue Code of 1954, to limit the aggregate amount of obligations of a specified type or specified types which may be issued by an issuing authority during any allocation period whose interest is exempt from federal income taxation pursuant to Section 103 (a) of the Internal Revenue Code and providing for an allocation of issuing authority by the legislature of a state.

(6) "Final report" means the report required to be filed after private activity bonds have been issued for which approval has been granted.

(7) "General allocation" means the total amount of private activity bonds to be allocated by the commissioner pursuant to Part 2 of this chapter.

(8) "Initial approval" means a determination by the commissioner as required in Part 2 of this chapter that an issue of private activity bonds will in whole or in part be approved but only to the extent that the commissioner has determined that the issue will come within the general allocation.

(9) "Initial disapproval" means a determination by the commissioner pursuant to Part 2 of this chapter that an issue of private activity bonds will in whole or in part not be approved but only to the extent that the commissioner has determined that the issue will not come within the general allocation.

(10) "Lapse date" means for any issue of private activity bonds for which initial or secondary approval has been given under Part 2 of this chapter (i) the ninety-first day following the priority date for the issue if no final report with respect to the issue has been filed before the ninety-first day or if the approval has ceased to be effective, (ii) the day a final report is filed to the extent that the principal amount of the issue for which initial approval has been given exceeds the principal amount of the bonds indicated in the final report to have been issued, or (iii) the day a withdrawal notice is filed to the extent of the principal amount of the bonds indicated in the withdrawal notice.

(11) "Lapsed approvals" for purposes of Part 2 of this chapter means the sum of (a) the aggregate principal amount of approvals with respect to which no final report has been filed prior to the applicable lapse date, (b) the difference between the aggregate principal amount of approvals for which final reports have been filed and the principal amount of obligations indicated in the final reports to have been issued, (c) the aggregate principal amount of approvals with respect to which a withdrawal notice has been filed, and (d) the aggregate principal amount of approvals which have ceased to be effective.

(12) "Municipality" means an incorporated city or town.

(13) "Priority date" for an issue for purposes of Part 2 of this chapter means the date the request for approval of an issue of private activity bonds is filed with the commissioner. If the request for approval is filed within ten (10) days following the date on which the issuer has adopted a bond resolution with respect to the issue or taken some other similar official action toward the issuance thereof, however, the priority date shall be the date the bond resolution was adopted or other similar official action taken but not earlier than the operative date of Part 2 of this chapter. If the request for approval is filed within thirty (30) days following the operative date of Part 2, the priority date shall be the operative date of Part 2 of this chapter.

(14) "Private activity bond" means a private activity bond as defined in Section 103(n) of the Internal Revenue Code.

(15) "Secondary approval" means a determination by the commissioner pursuant to Part 2 of this Chapter that an issue of private activity bonds initially disapproved will in whole or in part be approved but only to the extent that the commissioner has determined that the issue will come within the general allocation.

(16) "Special allocation" for any allocation period shall mean the five percent (5%) fund as established by the commissioner.

Section _____. Purpose. The purpose of this chapter is to provide a fair and efficient mechanism for the allocation of the state's allotment of private activity bonds made pursuant to the Federal Limitation Act. It is the further purpose of this chapter to provide for the maximum use of the state's allocated share of private activity bonds and for the funding of projects in accord with local priorities.

Section _____. Allocation. The state's allotment of private activity bonds for each allocation period shall be allocated as follows, except that for the first allocation period this allocation shall apply only to the balance of the total amount of bond authorization allowed the state by the Federal Limitation Act for that allocation period:

(1) Five percent (5%) shall be the special allocation by the commissioner according to criteria promulgated jointly by the State and Local Government Committees of the Senate and House of Representatives.

(2) Ninety-five percent (95%) shall be allocated by the commissioner to county areas on the basis of population. The allocation to each county area shall be in the same ratio to the total statewide allocation as its population bears to the total state population. All unobligated county area balances existing one hundred twenty (120) days after an allocation period begins shall revert to the commissioner for reallocation as provided in Part 2 of this chapter. Population shall be determined in accordance with the Federal Limitation Act. There shall be filed with the commissioner a report stating the amount of inducement agreements outstanding after the one hundred twenty (120) day period.

In the event that the first allocation period commences prior to the enactment of the Federal Limitation Act, the balance of the total amount of bond authorization for such

first allocation to be allocated as provided in items (1) and (2) above shall be made only after the commissioner has made the following determinations with respect to private activity bonds issued after the effective date of the Federal Limitation Act, but prior to the enactment thereof.

Any issuer of private activity bonds issued after the effective date of the Federal Limitation Act, but prior to the enactment thereof shall within thirty (30) days after the enactment of the Federal Limitation Act file a final report containing all applicable information. This final report shall be deemed a request for approval. The commissioner shall initially approve or disapprove the issue. The priority date of these bonds shall be the date they were issued.

Section _____. County area allocation. (a) The mayor of each municipality and the county executive of the county in which they are located shall by agreement establish a mechanism for making allocation decisions and for handling issuance requests within the area of the county. Membership, representation, voting, and related matters relative to each county area's allocation mechanism shall be determined by the elected chief executives of the local governments involved. For municipalities located in more than one (1) county, the mayor shall participate in establishing the allocation and issuance request system in each county in which part of the municipality is located.

(b) The agreement establishing the county area system shall be signed by the mayor of each municipality in the county and by the county executive. A copy of the agreement shall be filed with the commissioner within ninety (90) days after the first day of the first allocation period or within ninety (90) days after the first day of subsequent allocation periods. For purposes of this subsection, the first allocation period shall be deemed to begin on the effective day of this chapter.

(c) If the mayors and county executive fail to file with the commissioner an allocation mechanism within the ninety (90) day period then such allocation shall revert to the commissioner for reallocation as provided in Part 2. Each county area shall make allocation decisions as in its discretion it deems appropriate, subject only to the restrictions of federal and state law.

Section _____. Eligibility for county area allocation; reports. In accordance with procedures for making allocations developed in each county area, the following shall be eligible to apply for and receive allocations: those entities authorized by state statute to issue private activity bonds. After issuance, entities shall submit

within ten (10) days a "Final Report" to the commissioner and the state shall maintain records to account for all the state's annual authorization amount.

Section _____. Maximum use of state's allocation. In order to assure maximum use of the state's total private activity bond allocation, the following procedures shall be followed in accordance with rules promulgated by the commissioner:

(1) If no jurisdiction in a county plans to issue private activity bonds in an allocation period, the county area may voluntarily relinquish its allocation to the commissioner for reallocation in accordance with procedures outlined in Part 2 of this chapter.

(2) If bonds issued pursuant to an inducement agreement are not closed within one hundred eighty (180) days after the first day of an allocation period, the allocation shall be cancelled and the balance shall revert to the commissioner for reallocation in accordance with the procedures outlined in Part 2 of this chapter. For purposes of this subsection, the first day of the first allocation period shall be deemed to be the effective date of this chapter.

Part 2

Allocations by the Commissioner

Section _____. Application of part. This part shall apply to all unobligated county area balances which revert to the commissioner for reallocation and to amounts relinquished voluntarily by county area systems to the commissioner for reallocation. This part shall not become operative until the date on which some balance of bond allocation authority reverts to or is relinquished to the commissioner; but in no case shall the operative date be sooner than one hundred twenty (120) days after the beginning of the allocation period.

Section _____. Request for approval. In order to determine whether an issue of private activity bonds will be approved, the issuer shall file a request for approval containing the following items with the office of the commissioner:

(a) A notice showing (1) the name and address of the issuer, (2) the names and addresses of any other persons who should receive copies of any notice given by the commissioner with respect to the issue, (3) a brief description of the project to be financed with the proceeds of the issue, (4) the maximum proposed

principal amount of the issue, and (5) the calendar year for which approval is requested.

(b) Evidence that the issuer has adopted a bond resolution with respect to the issue or that some other similar official action toward the issuance of the bonds has been taken by the issuer;

(c) Evidence that a public hearing has been held with respect to the issue pursuant to Section 103(k) of the Internal Revenue Code; and

(d) Evidence that all approvals of the issue by a governmental unit required by Section 103(k) of the Internal Revenue Code have been given.

The evidence required by items (b), (c), and (d) above may be in the form of an opinion of counsel or in such other form as the commissioner may prescribe.

Section _____. Initial approval or disapproval. Within ten (10) days of receipt of a request, the commissioner shall determine in a written notice directed to the issuer (with copies to individuals designated in the request for approval) whether or not the issue described in the request will be approved. In determining whether to grant initial approval of a request, the commissioner shall compare (a) the general allocation (plus any lapsed approvals which have become available for initial approvals) with (b) the sum of (i) the amount of all initial approvals for the allocation period previously granted; and (ii) the amount of all requests having the same priority date as the request for which the determination is being made.

If item (a) exceeds item (b) in the first paragraph of this section, the request shall be initially approved in its entirety.

If item (b)(i) exceeds item (a) in the first paragraph of this section, the request shall be initially disapproved in its entirety.

If item (a) exceeds item (b)(i) in the first paragraph of this section but is less than the sums of items (b)(i) and (b)(ii), the portion of the request shall be initially approved which bears the same ratio to the amount of the request as the difference between items (a) and (b)(i) bear to item (b)(ii). The balance of any request not initially approved shall be initially disapproved.

Notwithstanding the foregoing provisions of this section, the commissioner shall not make the determinations hereinabove required until after he has made the following

determinations with respect to private activity bonds issued after the effective date of the Federal Limitation Act, but prior to the operative date of this part.

With respect to any request filed within thirty (30) days after the operative date of this part, the ten (10) day period referred to in the first paragraph of this section shall be deemed to commence on the thirtieth day following the effective date of this act. For purposes of this section, the amount of private activity bonds issued after the effective date of the Federal Limitation Act, but prior to the operative date of this part and approved by the commissioner shall be included in the amount of initial approvals.

No approval, initial or secondary, shall be effective for any amount exceeding the amount approved or for any year other than that indicated in the request relating thereto. Furthermore, any approval, initial or secondary, shall cease to be effective in any amount if the amount of bonds issued pursuant to the approval is less than seventy-five percent (75%) of the amount of bonds described in the request relating thereto.

Section _____. Secondary approval. Any request initially disapproved shall be deemed to be a continuing request until the end of the applicable allocation period or the applicable lapse date, whichever occurs first. Requests initially disapproved shall be approved by the commissioner to the extent lapsed approvals become available. Secondary approvals shall be made in the order of the priority date of the requests initially disapproved. If the amount of lapsed approvals is sufficient to permit approval of part but not all of the initially disapproved requests with a particular priority date, the commissioner shall approve the portion of each request which bears the same ratio to the amount of the request as the amount of lapsed approvals bears to the amount of all requests with the same priority date. The commissioner shall promptly send written notice to any issuer (with copy to persons designated in the request) whose request was initially disapproved of the extent to which the request has been secondarily approved.

If at any time the aggregate amount of lapsed approvals for an allocation period exceeds the aggregate amount of initially disapproved requests for the period, the excess shall be treated by the commissioner as available for initial approvals.

Section _____. Final report. Within ten (10) days following the issuance of any private activity bonds for which approval under this part has been given, the issuer shall file with the office of the commissioner a statement indicating:

- (i) The name of the issuer;
- (ii) The date the bonds were issued;
- (iii) The date and amount of any initial or secondary approval with respect to the bonds;
- (iv) The principal amount of the bonds issued; and
- (v) A copy of the statement required to be filed under Tennessee Code Annotated, Section 7-53-303(h).

Section _____. Withdrawal notice. Any issuer who has filed a request may withdraw the request in whole or in part by filing a written notice with the office of the commissioner indicating the amount of the request being withdrawn.

Section _____. Special allocation. The commissioner shall have the right to determine that any request which has been initially disapproved and not yet secondarily approved may qualify for the special allocation. Such determination shall be made in accordance with criteria established by the State and Local Government Committees of the House of Representatives and the Senate. To the extent that any such request shall be determined to qualify for the special allocation, the issuer shall be deemed to have filed a withdrawal notice with respect to the request.

Section 2. If any provisions of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to that end the provisions of this act are declared to be severable.

Section 3. This act shall take effect immediately after the effective date of the Federal Limitation Act, the public welfare requiring it, but not later in any event than July 1, 1985.

Mr. Robertson moved to amend Amendment No. 1 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 1

Amend Amendment No. 1 by deleting Amendment No. 1 in its entirety and by substituting instead the following:

Section 1. This act shall be known and may be cited as the "Industrial Development Bond Allocation Act".

Section 2. Whereas, it is found that there exists within the state numerous opportunities for economic development, new capital investment and added employment that would benefit from the allocation of industrial development bonds, and

Whereas, federal legislation may place a cap on the state allocation of industrial development bonds, which would require a state management plan.

Therefore, it is the purpose of the act to provide an allocation and management plan for industrial development bond financing in Tennessee.

Section 3. The state shall administer the allocation of the industrial development bond federal allotment to Tennessee.

Section 4. The state shall promulgate rules and regulation for administration and allocation of the industrial development bond allotments. These rules and regulations shall insure equal access to bond authority and an emphasis on high priority uses.

Section 5. Where federal and state law are in conflict, the federal law shall control.

SECTION 6. The administering agency shall annually submit a complete and detailed report of industrial development bond activities to the Speaker of the House of Representatives, to the Speaker of the Senate and to the Governor.

Section 7. This act shall take effect on the date mandated by federal law.

Mr. Rhinehart moved that Amendment No. 1 to Amendment No. 1 be tabled, which motion prevailed by the following vote:

Ayes	44
Noes	42
Present and not voting	1

Representatives voting aye were: Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Pickett), DeBerry, DePriest, Disspayne, Dixon, Ellis, Gaia, Gill, Hassell, Hillis, Jones, Kent, Kernell, King (Shelby), Love, McKinney, Miller, Moore (Shelby), Murphy, Naifeh, Owen, Phillips, Pickering, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Stallings, Starnes, Tanner, Turner (Hamilton), Wheeler, Wix, Work and Mr. Speaker McWherter--44.

Representatives voting no were: Anderson, Atchley, Bell, Bewley, Chiles, Clark (Sumner), Davis (Gibson), Dills, Duer, Elsea, Ford, Frensley, Gafford, Harrill, Henry, Hurley, Huskey, Johnson, Kelley, King (Washington), Kisber, McAfee, McNally, Montgomery, Moody, Murray, Nance, Napier, Percy, Robertson, Robinson (Washington),

Scruggs, Severance, Smith, Ussery, Wallace, Webb, Whitson, Williams, Wolfe, Wood and Yelton--42.

Representative present and not voting was: Jared--1.

On motion of Mr. Murphy, House Bill No. 440 was placed at the heel of todays Calendar.

CONSENT CALENDAR

Senate Joint Resolution No. 224--Relative to proclaiming "Knife Week".

Senate Joint Resolution No. 254--Relative to memory, Andrew L. Alexander, Maryville.

Senate Joint Resolution No. 255--Relative to honoring Carl A. Jones.

House Joint Resolution No. 576--Relative to honoring Johnson City Press-Chronicle and Carl A. Jones.

House Joint Resolution No. 568--Relative to honoring Tau Kappa Epsilon Tennessee Tech.

House Joint Resolution No. 569--Relative to commending David Gibson.

House Resolution No. 152--Relative to commending Kathy Gibson.

House Bill No. 2308--To amend road law, Haywood County.

House Bill No. 2305--To define purchasing duties, County Judge, Roane County.

House Bill No. 2304--To amend Charter, Alexandria.

House Resolution No. 153--Relative to honoring Coach Bill Derrick.

House Resolution No. 156--Relative honoring Bill Haney.

House Joint Resolution No. 567--Relative to memorializing son of Mr. and Mrs. Doyle Rogers.

House Joint Resolution No. 572--Relative to commending Roger Jamerson.

House Joint Resolution No. 574--Relative to honoring Representative W. Townsend Anderson.

House Joint Resolution No. 575--Relative to honoring Toy F. Reid.

House Joint Resolution No. 577--Relative to commending Crime Stoppers of Memphis, Inc.

House Joint Resolution No. 578--Relative to commending Councilman Bob James, Memphis.

Senate Joint Resolution No. 247--Relative to congratulating Kingsport, Fun Fest Celebration.

Senate Joint Resolution No. 249--Relative to commending Senator William H. Ortwein.

Senate Joint Resolution No. 257--Relative to commending Major Charles Wade Westbrook.

Mr. Gill moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --93.

A motion to reconsider was tabled.

Mr. Cobb moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 587 out of order, which motion prevailed.

House Joint Resolution No. 587--Relative to "John Bragg Chairs of Excellence" program--By Cobb.

Mr. Cobb moved that the rules be suspended for the immediate consideration of House Joint Resolution No. 587, which motion prevailed.

Mr. Cobb moved that House Joint Resolution No. 587 be adopted, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --93.

A motion to reconsider was tabled.

Senate Bill No. 689--To adopt system, employing computerized registration record.

Ms. DeBerry moved that Senate Bill No. 689 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	87
Noes	2
Present and not voting	2

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hurley, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --87.

Representatives voting no were: Hudson and Wallace--2.

Representatives present and not voting were: Huskey and Kelley
--2.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE JOINT RESOLUTION NO. 190

Senate Joint Resolution No. 190--Relative to amendment, Article II, Tennessee Constitution.

Mr. McKinney moved that Senate Joint Resolution No. 190 be passed on third reading.

At the request of the sponsor, Senate Joint Resolution No. 190 was read by the Clerk.

Thereupon, as required by Article XI, Section 3, Constitution of Tennessee, Senate Joint Resolution No. 190 passed its third reading by the following vote:

Ayes	59
Noes	24
Present and not voting	1

Representatives voting aye were: Anderson, Bell, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Ellis, Gaia, Gill, Hassell, Hurley, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), Kisber, Love, McKinney, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Nance, Napier, Owen, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Severance, Shirley, Sir, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wheeler, Williams, Wix and Yelton--59.

Representatives voting no were: Atchley, Bewley, Ford, Frensley, Harrill, Henry, Hillis, Huskey, Kelley, King (Washington), McAfee, McNally, Moody, Percy, Robertson, Robinson (Washington), Scruggs, Smith, Stallings, Wallace, Webb, Whitson, Wolfe and Wood--24.

Representative present and not voting was: Hudson--1.

A motion to reconsider was tabled.

House Bill No. 2032--To enact Enterprise Zone Act.

Mr. Copeland moved that House Bill No. 2032 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2032 by inserting the following as a new subsection (c) to Section 8:

(C) A qualified business in an enterprise zone shall employ at least thirty percent (30%) of qualified zone residents meeting the requirements of new jobs created by such business.

On motion, the amendment was adopted.

Mr. King (Shelby) moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 2032 by inserting the following language as a new section immediately preceding the severability clause section and by appropriately renumbering subsequent sections:

SECTION _____. For purpose of the Governmental Entity Review Law, Tennessee Code Annotated, Title 4, Chapter 29, the enterprise zone management board, created by Section 4 of this act, shall terminate on June 30, 1990.

AND FURTHER AMEND by deleting from Section 5(b) the words and figure "March 1 of each year" and by substituting instead the following:

January 1 of each year.

AND FURTHER AMEND by deleting Section 13 in its entirety and by substituting instead the following:

SECTION 13.

(a) To carry out the purposes of this act, any agency, as defined by Tennessee Code Annotated, Section 4-5-102(2), which promulgates rules, as defined by Tennessee Code Annotated, Section 4-5-102(10) or any administrative body of local government which promulgates regulations pursuant to appropriate legal authority, may, by rule or regulation, exempt designated enterprise zones from the provisions of any rule or regulation, in whole or in part, promulgated by such agency or by such administrative body.

(b) An enterprise zone shall not be exempt from the provisions of any rule or regulation, if such exemption endangers the health and safety of the citizens of the state.

(c) The board shall conduct a review of all rules promulgated by state agencies, as defined by Tennessee Code Annotated, Section 4-5-102(2), and shall recommend to the appropriate agencies the exemption of rules promulgated by

such agency which would contribute to the implementation of this act.

(d) Any exemption of a rule by an agency in designated zones shall be promulgated as a subsequent rule in accordance with the provisions of the Uniform Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5. Any exemption of a regulation by an administrative body of local government shall be promulgated as a subsequent regulation in accordance with the provisions of law authorizing promulgation of the regulation proposed for exemption within designated zones.

(e) Prior to the exemption of any rule or regulation in designated zones, the agency or administrative body shall prepare a fiscal note which identifies the probable financial impact of the proposed exemption upon state and local government. Prior to such exemption, the agency or administrative body shall also prepare an economic impact statement which identifies the probable financial impact of the proposed exemption upon the residents and businesses within and adjoining the zones proposed for such exemption. Copies of such fiscal notes and economic impact statements shall be made available to the public prior to promulgation of the rule or regulation which effectuates the proposed exemption.

AND FURTHER AMEND by deleting from Section 5(2) the words "state regulations" and by substituting instead the following:

rule, as defined by Tennessee Code Annotated, Section 4-5-102(10),

AND FURTHER AMEND by deleting the first sentence of Section 4 and by substituting instead the following:

There is hereby created the enterprise zone management board which shall consist of the following: the commissioners of the department of economic and community development, department of economic security, department of finance and administration, and department of revenue; three (3) citizen members appointed by the governor; two (2) citizen members appointed by the speaker of the senate and two (2) citizen members appointed by the speaker of the house of representatives.

On motion, the amendment was adopted.

Mr. Bragg moved to amend as follows:

AMENDMENT NO. 3

Amend House Bill No. 2032 by deleting in subsection 8(a) the

words and punctuation "to issue bonds," and by adding at the end of subsection 8(a) the following:

The enterprise zone development corporation shall not have the authority to issue bonds.

On motion, the amendment was adopted.

Mr. Copeland moved to amend as follows:

AMENDMENT NO. 4

Amend House Bill No. 2032 by deleting Section 11 in its entirety and substituting the following:

Contributions by corporations, whether or not they are located within an Enterprise Zone, to the creation, operation, maintenance or improvement of public schools within an Enterprise Zone shall receive a credit against the corporation's corporate excise tax liability equivalent to 20% of the contribution, not to exceed a maximum credit in any one year of \$100,000. It is intended through this funding mechanism to encourage the establishment of magnet schools within Enterprise Zones.

On motion, the amendment was adopted.

Mr. Copeland moved to amend as follows:

AMENDMENT NO. 5

Amend House Bill No. 2032 by inserting the following sentence immediately following the first sentence of Section 8(a) as introduced:

In addition to establishing such corporations in accordance with the provisions of Tennessee Code Annotated, Section 7-53-101 through 7-53-311, the enterprise zone development corporations shall be composed as follows:

- (1) One-third (1/3) of the members shall be selected at-large;
- (2) One-third (1/3) of the members shall be selected from residents of the proposed zone; and
- (3) One-third (1/3) of the members shall be selected from managers or operators of businesses located within the proposed zone.

AND FURTHER AMEND by deleting the fourth sentence of Section (b) as introduced and by substituting instead the following:

Such unit of local government shall hold at least one (1) public hearing in the proposed zone at least thirty (30) days

prior to the preparation of the application and residents of the proposed zone shall be actively involved in the preparation of the application.

On motion, the amendment was adopted.

Thereupon, House Bill No. 2032, as amended, passed its third and final consideration by the following vote:

Ayes	92
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--92.

A motion to reconsider was tabled.

House Bill No. 1728--To allow sale of alcoholic beverages, certain community theaters.

On motion, House Bill No. 1728 was made to conform with Senate Bill No. 1838.

On motion, Senate Bill No. 1838, on same subject, was substituted for House Bill No. 1728.

Ms. Williams moved that Senate Bill No. 1838 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 1838 by deleting from subitem (1) of the amendatory language of Section 2 the word and figures "fifty (50)" and by substituting instead the word and figures "ten (10)".

Ms. Williams moved to amend Amendment No. 1 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 1

Amend Amendment No. 1 by deleting the words and figures "ten (10)" in House State and Local Government Committee Amendment No. 1 and by substituting instead the words and figure "eight (8)".

On motion, Amendment No. 1 to Amendment No. 1 was adopted.

Thereupon, on motion, Amendment No. 1 as amended, was adopted.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 2

Amend Senate Bill No. 1838 by deleting from the amendatory language of subsection (2) of Section 2 the language "Alcoholic beverages may be consumed inside the auditorium of such a theater.", and by substituting instead the following:

No alcoholic beverages or beverages of any kind shall be possessed or consumed inside the auditorium of such theater during performances in such auditorium.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1838, as amended, passed its third and final consideration by the following vote:

Ayes	64
Noes	22
Present and not voting	1

Representatives voting aye were: Anderson, Bell, Bewley, Bivens, Brewer, Buck, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Davidson, Davis (Pickett), DeBerry, DePriest, Disspayne, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Gill, Hassell, Hudson, Hurley, Jared, Jones, Kent, Kernell, King (Shelby), Kisber, Love, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Owen, Phillips, Pruitt, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Sir, Smith, Starnes, Tanner, Turner (Hamilton), Ussery, Webb, Wheeler, Whitson, Williams, Work and Yelton--64.

Representatives voting no were: Atchley, Byrd, Crain, Davis (Gibson), Dills, Ford, Gafford, Harrill, Henry, Hillis, Huskey, Kelley, King (Washington), McAfee, Nance, Rhinehart, Shirley, Stallings, Turner (Shelby), Wallace, Wolfe and Wood--22.

Representative present and not voting was: Percy--1.

A motion to reconsider was tabled.

Mr. DePriest moved that the rules be suspended for introduction of House Resolution No. 158, which motion prevailed.

House Resolution No. 158--Relative to certain improvements in transportation--By DePriest.

On motion of Mr. DePriest, House Resolution No. 158 was withdrawn from the House.

Senate Joint Resolution No. 138--Relative to Tennessee Healthy Children Initiative Porgram.

Mr. Starnes moved that Senate Joint Resolution No. 138 be concurred in which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Withers, Wix, Wolfe, Wood, Work and Yelton--93

A motion to reconsider was tabled.

Ms. Williams moved that House Bill No. 1729 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

FURTHER CONSIDERATION OF HOUSE JOINT RESOLUTION NO. 570

House Joint Resolution No. 570--Relative to amending Constitution compensation, General Assembly.

Mr. Murphy moved that House Joint Resolution No. 570 be passed on second reading.

At the request of the sponsor, House Joint Resolution No. 570 was read by the Clerk.

Thereupon, as required by Article XI, Section 3, Constitution of Tennessee, House Joint Resolution No. 570 passed its second reading by the following vote:

Ayes	76
Noes	15

Representatives voting aye were: Atchley, Bell, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Disspayne, Dixon, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Hassell, Hillis, Hurley, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), Kisber, Love, McKinney, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton--76.

Representatives voting no were: Bewley, Bivens, Cobb, Dills, Harrill, Hudson, Kelley, King (Washington), McAfee, McNally, Moody, Percy, Smith, Wallace and Webb--15.

House Joint Resolution No. 570 was placed on the Calendar for May 24, 1984.

Senate Joint Resolution No. 240--Relative to designating Bristol "Birthplace of Country Music".

Ms. Moore (Sullivan) moved that Senate Joint Resolution No. 240 be concurred in, which motion prevailed.

A motion to reconsider was tabled.

Mr. Miller moved that House Bill No. 1824 be placed on the Calendar for Thursday, May 24, 1984, which motion prevailed.

House Bill No. 2087--To change certain requirements precedent to marriage.

On motion, House Bill No. 2087 was made to conform with Senate Bill No. 1379.

On motion, Senate Bill No. 1379, on same subject, was substituted for House Bill No. 2087.

Mr. Davis (Pickett) moved that Senate Bill No. 1379 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	72
Noes	19

Representatives voting aye were: Anderson, Atchley, Bivens, Bragg, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills,

Disspayne, Duer, Ellis, Elsea, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McKinney, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Withers, Wix, Wolfe, Wood and Work--72.

Representatives voting no were: Bell, Bewley, Buck, Byrd, Chiles, Cobb, Ford, Huskey, McAfee, McNally, Moody, Murray, Pickering, Robertson, Robinson (Washington), Shirley, Sir, Turner (Shelby), Yelton--19.

A motion to reconsider was tabled.

Mr. Miller moved that House Bill No. 1542 be placed on the Calendar for Thursday, May 24, 1984, which motion prevailed.

FURTHER CONSIDERATION OF HOUSE BILL NO. 440

House Bill No. 440--To authorize authorization of rules, bonded indebtedness.

Thereupon Amendment No. 1 was adopted by the following vote:

Ayes	69
Noes	22

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Cobb, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Disspayne, Dixon, Drew, Ellis, Elsea, Ford, Gafford, Gaia, Gill, Hassell, Hudson, Huskey, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McKinney, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Phillips, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Scruggs, Shirley, Sir, Smith, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Wallace, Webb, Wheeler, Williams, Withers, Wix, Wood, Work, Yelton and Mr. Speaker McWherter--69.

Representatives voting no were: Anderson, Atchley, Chiles, Clark (Sumner), Dills, Duer, Frensley, Harrill, Henry, Hillis, Hurley, Jared, McAfee, McNally, Moody, Robertson, Robinson (Washington), Severance, Stallings, Ussery, Whitson and Wolfe--22.

Mr. McKinney moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 440 by adding the following new section ____ and renumbering the existing section ____ and the remaining subsequent sections accordingly:

Section ____ Tennessee Code Annotated Section 7-53-102 is hereby amended in the first sentence of paragraph (a) by inserting the words "maintain and/or" immediately following the word "and" and immediately preceeding the words "increase the quantity of housing available in affected municipalities . . ." where they appear in the sentence.

On motion, the amendment was adopted.

Mr. McKinney moved to amend as follows:

AMENDMENT NO. 3

Amend House Bill No. 440 by adding the following new Section ____ and renumbering the existing Section ____ and the remaining subsequent Sections accordingly:

SECTION ____ Tennessee Code Annotated, Section 7-36-103 (18) (D), is amended by adding the words "or for operating purposes for which the grant is being made" in the first sentence between the words "expenditures" and "the".

SECTION ____ Tennessee Code Annotated, Section 7-36-103 (18) (D), is amended by adding the words "capital expenditure" in the fifth sentence between the words "Said" and "notes".

SECTION ____ Tennessee Code Annotated, Section 7-36-103 (18) (D), is further amended by adding a new sentence immediately after the existing fifth sentence, to read as follows:

Operating expenditure notes shall be paid within fifteen (15) days of the expiration of the grant or the receipt of the grant funds by the governing body, whichever comes first.

On motion, the amendment was adopted.

Thereupon, House Bill No. 440, as amended, passed its third and final consideration by the following vote:

Ayes	70
Noes	24

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Clark (Sumner), Covington, Davidson, DeBerry, DePriest, Dispayne, Dixon, Drew, Ellis, Elsea, Ford, Gaia, Gill, Hassell, Hillis, Hudson, Hurley, Huskey, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McKinney, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sir, Smith, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Webb, Wheeler, Williams, Withers, Wix, Work, Yelton and Mr. Speaker McWherter--70.

Representatives voting no were: Anderson, Atchley, Chiles, Copeland, Crain, Davis (Gibson), Dills, Duer, Frensley, Gafford, Harrill, Henry, Jared, McAfee, McNally, Moody, Robertson, Robinson (Washington), Stallings, Ussery, Wallace, Whitson, Wolfe and Wood--2.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF HOUSE JOINT RESOLUTION NO. 559

House Joint Resolution No. 559--Relative to amending Constitution to authorize lotteries.

Mr. Johnson moved that House Joint Resolution No. 559 be passed on second reading.

At the request of the sponsor, House Joint Resolution No. 559 was read by the Clerk.

Thereupon, as required by Article XI, Section 3, Constitution of Tennessee, House Joint Resolution No. 559 passed its second reading by the following vote:

Ayes	54
Noes	34
Present and not voting	1

Representatives voting aye were: Bivens, Brewer, Chiles, Clark (Davidson), Covington, Davidson, DeBerry, DePriest, Disspayne, Dixon, Duer, Ellis, Elsea, Gafford, Gaia, Gill, Hassell, Hudson, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), Kisber, McKinney, McNally, Miller, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Owen, Pickering, Pruitt, Rhinehart, Robinson (Washington), Scruggs, Severance, Smith, Stallings, Starnes, Tanner, Ussery, Webb, Wheeler, Whitson, Williams, Withers, Wix, Work, Yelton and Mr. Speaker McWherter--54.

Representatives voting no were: Anderson, Atchley, Bell, Bewley, Bragg, Buck, Byrd, Copeland, Crain, Davis (Gibson), Dills, Ford, Frensley, Harrill, Henry, Hillis, Hurley, Huskey, Kelley, McAfee, Montgomery, Moody, Nance, Percy, Phillips, Robertson, Robinson (Davidson), Shirley, Sir, Turner (Hamilton), Turner (Shelby), Wallace, Wolfe and Wood--34.

Representative present and not voting was: Robinson (Hamilton) --1.

House Joint Resolution No. 559 was placed on the Calendar for May 24, 1984.

House Bill No. 2189--To declaring legal holiday for Martin Luther King, Jr.

Mr. Drew moved that House Bill No. 2189 be passed on third and final consideration.

Mr. Miller moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 2189 by deleting from Section 1 the words "the fifteenth day of January," and by substituting instead the words "the third Monday in January".

AND FURTHER AMEND by placing a period "." after the language "Day" in Section 1, and by deleting the remainder of the language of Section 1.

On motion, the amendment was adopted.

Mr. Jones moved to amend as follows:

AMENDMENT NO. 2

Amend House Bill No. 2189 by deleting from Section 1 the words "the fifteenth day of January," and by substituting instead the words "the third Monday in January."

AND FURTHER AMEND by placing a period after the words "Martin Luther King, Jr. Day" in Section 1 and by deleting the remainder of the language in Section 1.

AND FURTHER AMEND by adding before the effective date section the following new section and by renumbering the effective date section accordingly:

SECTION _____. The Governor shall designate one of the present legal holidays established in Tennessee Code Annotated, Section 15-1-101, which shall be deleted.

Mr. Clark (Sumner) moved to amend Amendment No. 2 as follows:

AMENDMENT NO. 1 TO AMENDMENT NO. 2

Amend House Bill No. 2189 by adding the following new section immediately preceding the effective date section and by renumbering the subsequent section accordingly:

SECTION _____. Once the Governor has made the initial designation of the legal holiday to be deleted, such holiday so designated is hereby repealed.

On motion, Amendment No. 1 to Amendment No. 2 was adopted.

Mr. Robertson moved to amend Amendment No. 2 as follows:

AMENDMENT NO. 2 TO AMENDMENT NO. 2

Amend Amendment No. 2 by adding after the word "one" the words "or more" and adding and new sentence after Section ____ the words "It is the intention of this Act that the chief executive could select two (2) days in any one year to apply for a two year period where overall there would be no more than one set aside over a two year period.

On motion, Amendment No. 2 to Amendment No. 2 was adopted.

Thereupon, Amendment No. 2, as amended, was adopted.

Thereupon, House Bill No. 2189, as amended, passed its third and final consideration by the following vote:

Ayes	51
Noes	29
Present and not voting	7

Representatives voting aye were: Anderson, Bragg, Brewer, Byrd, Clark (Sumner), Cobb, Covington, Crain, Davidson, DeBerry, DePriest, Dixon, Drew, Ellis, Ford, Gaia, Gill, Henry, Hudson, Hurley, Jones, Kernell, King (Shelby), King (Washington), Kisber, Love, McKinney, McNally, Miller, Montgomery, Moore (Sullivan), Murphy, Naifeh, Owen, Phillips, Pruitt, Robertson, Robinson (Davidson), Robinson (Hamilton), Sir, Stallings, Tanner, Turner (Hamilton), Turner (Shelby), Wheeler, Williams, Withers, Wix, Work, Yelton and Mr. Speaker McWherter--51.

Representatives voting no were: Atchley, Bewley, Bivens, Chiles, Clark (Davidson), Dills, Elsea, Frensley, Gafford, Harrill, Hassell, Hillis, Kelley, Kent, McAfee, Moody, Murray, Nance, Rhinehart, Robinson (Washinton), Scruggs, Severance, Smith, Ussery, Wallace, Webb, Whitson, Wolfe and Wood--29.

Representatives present and not voting were: Bell, Copeland, Davis (Gibson), Huskey, Moore (Shelby), Percy and Shirley--7.

A motion to reconsider was tabled.

RECESS

On motion of Mr. Speaker McWherter, the House recessed until 2:00 p.m.

The recess having expired, the House was called to order by Mr. Speaker McWherter.

On motion, the roll call was dispensed with.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1795--To provide bond issue, certain State departments; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill No. 1795, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion of Mr. Henry, Senate Bill No. 1795 was returned to the Senate as requested.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1795--To provide bond issue, certain State departments.

The Senate lifted the tabling motion, reconsidered passage of the bill, adopted Amendment No. 5, then repassed the bill on third and final consideration, as amended.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill No. 1795, for further consideration.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

On motion of Mr. Henry, House Bill No. 1795 was returned to the Senate as requested.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bill No. 1499, with his approval.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

275--Relative to approving amendments to Rules of Criminal Procedure; substituted for Senate Joint Resolution on same subject, amended, and concurred by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 257; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Joint Resolution No. 257.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 440, 2032, 2189, 2304, 2305 and 2308; and House Joint Resolutions Nos. 567, 568, 569, 572, 574, 575, 576, 577, 578 and 587; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

273--Relative to study, funding police pay supplement;

317--Relative to continuing study, use of institutional land;

330--Relative to study, need for health insurance;

336--Relative to study, Uniform Administrative Procedures Act;

430--Relative to study, proposed revisions, Uniform Commercial Code;

454--Relative to study, need for renovation center, correction department;

469--Relative to study, Workers Compensation Law;

515--Relative to study, need for commodity check-off programs; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

567--Relative to extending condolences, Mr. & Mrs. Doyle Rogers;

572--Relative to commending Roger Jamerson;

573--Relative to congratulating Richard Raymond Metsker, Jr.; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

UNFINISHED BUSINESS

Mr. Robertson moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 148 out of order, which motion prevailed.

Senate Joint Resolution No. 148--Relative to study, special committee, General Sessions Courts.

Mr. Robertson moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 148, which motion prevailed.

Mr. Robertson moved that Senate Joint Resolution No. 148 be concurred in, which motion prevailed by the following vote:

Ayes	85
Noes	0

Representatives voting aye were: Anderson, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy,

Phillips, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--85.

A motion to reconsider was tabled.

Mr. King (Shelby) moved that the rules be suspended for the purpose of considering Senate Joint Resolution No. 166 out of order, which motion prevailed.

Senate Joint Resolution No. 166--Relative to study, efficacy and administration, community grant programs.

Mr. King (Shelby) moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 166, which motion prevailed.

Mr. King (Shelby) moved that Senate Joint Resolution No. 166 be concurred in, which motion prevailed by the following vote:

Ayes	86
Noes	0
Present and not voting	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Drew, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton --86.

Representative present and not voting was: Bragg--1.

A motion to reconsider was tabled.

On motion, House Bill No. 2296 was recalled from the Committee on State and Local Government.

Mr. Robinson (Hamilton) moved that the rules be suspended for the immediate consideration of House Bill No. 2296, which motion prevailed.

House Bill No. 2296--To regulate zoning certain municipalities.

Mr. Robinson (Hamilton) moved that House Bill No. 2296 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--89.

A motion to reconsider was tabled.

Mr. Elsea moved that the rules be suspended for the purpose of considering House Bill No. 2306 out of order, which motion prevailed.

Mr. Elsea moved that House Bill No. 2306 be passed on second consideration, which motion prevailed.

Mr. Elsea moved that the rules be suspended in order to hold House Bill No. 2306 on the desk until tomorrow, which motion prevailed.

Mr. Elsea moved that the rules be suspended for the purpose of considering House Bill No. 2307 out of order, which motion prevailed.

Mr. Elsea moved that House Bill No. 2307 be passed on second consideration, which motion prevailed.

Mr. Elsea moved that the rules be suspended in order to hold House Bill No. 2307 on the desk until tomorrow, which motion prevailed.

Mr. McKinney moved that the rules be suspended for the purpose of considering House Bill No. 2311 out of order, which motion prevailed.

Mr. McKinney moved that House Bill No. 2311 be passed on second consideration, which motion prevailed.

Mr. McKinney moved that the rules be suspended in order to hold House Bill No. 2311 on the desk until tomorrow, which motion prevailed.

Mr. Kelley moved that the rules be suspended for the purpose of introducing House Bill No. 2313 out of order, which motion prevailed.

Mr. Kelley moved that House Bill No. 2313 be passed on second consideration, which motion prevailed.

Mr. Kelley moved that the rules be suspended in order to hold House Bill No. 2313 on the desk until tomorrow, which motion prevailed.

Mr. Kelley moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 589 out of order, which motion prevailed.

House Joint Resolution No. 589--Relative to reviewing rules, State Fire Marshall's office--By Kelley, Wallace and Mr. Speaker McWherter.

Mr. Kelley moved that the rules be suspended for the immediate consideration of House Joint Resolution No. 589, which motion prevailed.

Mr. Kelley moved that House Joint Resolution No. 589 be adopted, which motion prevailed by the following vote:

Ayes	91
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frenslley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--91.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

FURTHER CONSIDERATION OF SENATE BILL NO. 4

Senate Bill No. 4--To regulate age, possession of alcoholic beverages.

Mr. Smith moved that the motion to reconsider Senate Bill No. 4 be lifted from the table, which motion failed by the following vote:

Ayes	44
Noes	25
Present and not voting	17

Representatives voting aye were: Anderson, Atchley, Bewley, Buck, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Crain, Davidson, Davis (Gibson), DeBerry, Dills, Duer, Elsea, Ford, Frensley, Henry, Hillis, Hurley, Huskey, Kelley, McAfee, McNally, Moore (Shelby), Nance, Pickering, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Shirley, Sir, Smith, Stallings, Starnes, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Williams, Wix, Wolfe and Wood--44.

Representatives voting no were: Bivens, Bragg, Covington, Dixon, Drew, Ellis, Gaia, Harrill, Hudson, Johnson, Kernell, King (Washington), Kisber, McKinney, Montgomery, Moody, Moore (Sullivan), Murray, Phillips, Pruitt, Robinson (Washington), Scruggs, Tanner, Webb and Whitson--25.

Representatives present and not voting were: Brewer, DePriest, Gafford, Gill, Hassell, Jared, Jones, Kent, Love, Miller, Murphy, Naifeh, Owen, Percy, Severance, Work and Yelton--17.

Mr. Smith moved that the House refuse to recede from its action in adopting Amendments Nos. 6, 10 and 15 to Senate Bill No. 4, which motion prevailed.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENTS

House Joint Resolution No. 15--Relative to study, licensure of motor vehicle operators.

SENATE AMENDMENT NO. 1

Amend House Joint Resolution No. 15 in the fourth resolving clause by deleting the words and figures "the Ninety-third General Assembly no later than February 1, 1984" and substituting instead the words and figures "the Ninety-fourth General Assembly no later than February 1, 1985".

SENATE AMENDMENT NO. 2

Amend House Joint Resolution No. 15 in the first resolving clause by deleting the words and figure "three (3) members of the senate" and substituting instead the words and figure "three (3) members of the transportation committee of the senate".

Mr. Severance moved that the House concur in Senate Amendments Nos. 1 and 2, which motion prevailed by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--90.

A motion to reconsider was tabled.

Mr. Speaker McWherter resumed the Chair.

FURTHER CONSIDERATION OF SENATE BILL NO. 18

Senate Bill No. 18--To prohibit drug paraphernalia.

Mr. Crain moved that the motion to reconsider Senate Bill No. 18 be lifted from the table, which motion prevailed by the following vote:

Ayes	70
Noes	13
Present and not voting	2

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Buck, Byrd, Clark (Sumner), Covington, Crain, Davidson, Davis (Gibson), DePriest, Dills, Drew, Duer, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Shelby), Kisber, McAfee, McNally, Miller, Montgomery, Moore (Shelby), Moore (Sullivan), Murray, Naifeh, Nance, Napier, Percy, Phillips, Pickering, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--70.

Representatives voting no were: Bragg, Chiles, Clark (Davidson), Cobb, Dixon, Ellis, King (Washington), Love, Moody, Murphy, Owen, Robinson (Washington) and Wheeler--13.

Representatives present and not voting were: DeBerry and McKinney--2.

Mr. Crain moved that the House reconsider its action in passing Senate Bill No. 18 on third and final consideration, as amended, which motion prevailed.

Mr. McKinney requested a division of the question on all Senate Amendments.

Mr. Crain moved that the House reconsider its action in adopting Amendment No. 2, which motion prevailed.

Mr. Crain moved that Amendment No. 2 be tabled, which motion prevailed.

Mr. Crain moved that the House reconsider its action in adopting Amendment No. 3, which motion prevailed by the following vote:

Ayes	47
Noes	36
Present and not voting	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Byrd, Clark (Sumner), Crain, Davis (Gibson), DeBerry, DePriest, Dills, Duer, Ford, Frensley, Gafford, Gaia, Gill, Hassell, Henry, Huskey, Jared, Johnson, Jones, Kelley, Kent, McAfee, McNally, Moore (Shelby), Murray, Nance, Napier, Percy, Phillips, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Shirley, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Whitson, Wolfe, Wood, Work and Yelton--47.

Representatives voting no were: Bragg, Brewer, Buck, Cobb, Copeland, Covington, Davidson, Dixon, Drew, Ellis, Harrill, Hillis, Hurley, Kernell, King (Shelby), King (Washington), Kisber, Love, McKinney, Montgomery, Moody, Moore (Sullivan), Murphy, Naifeh, Owen, Pruitt, Robertson, Robinson (Washington), Scruggs, Severance, Sir, Stallings, Tanner, Webb, Wheeler and Williams--36.

Representative present and not voting was: Miller--1.

Mr. Crain moved that the Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	51
Noes	34
Present and not voting	2

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Byrd, Clark (Davidson), Clark (Sumner), Crain, Davis (Gibson), DePriest, Dills, Duer, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Hassell, Hillis, Hurley, Huskey, Jared, Johnson, Kelley, Kent, McAfee, McNally, Moore (Shelby), Murray, Nance, Napier, Percy, Phillips, Pickering, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Shirley, Sir, Smith, Stallings, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Whitson, Wolfe, Wood and Work--51.

Representatives voting no were: Bragg, Brewer, Buck, Cobb, Copeland, Davidson, DeBerry, Dixon, Ellis, Harrill, Henry, Hudson, Jones, King (Shelby), King (Washington), Kisber, Love, McKinney, Montgomery, Moody, Moore (sullivan), Murphy, Naifeh, Owen, Pruitt, Robertson, Robinson (Washington), Scruggs, Severance, Tanner, Webb, Williams, Wix and Yelton--34.

Representatives present and not voting were: Covington and Drew--2.

Mr. Crain moved that the House reconsider its action in adopting Amendment No. 5, which motion prevailed by the following vote:

Ayes	68
Noes	11

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Buck, Byrd, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), DePriest, Dills, Duer, Elsea, Ford, Frensley, Gafford, Gill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McAfee, McNally, Moore (Shelby), Moore (Sullivan), Murray, Nance, Napier, Owen, Percy, Phillips, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Work and Yelton--68.

Representatives voting no were: Brewer, Cobb, Drew, Ellis, Harrill, McKinney, Moody, Murphy, Pruitt, Robinson (Washington) and Wood--11.

Mr. Crain moved that the Amendment No. 5 be tabled, which motion prevailed by the following vote:

Ayes	47
Noes	33

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Buck, Byrd, Clark (Davidson), Clark (Sumner), Copeland, Crain, Davis (Gibson), DePriest, Dills, Duer, Elsea, Frensley, Gafford, Gill, Hassell, Hillis, Huskey, Jared, Johnson, Kelley, Kent, Kernell, McNally, Montgomery, Moore (Shelby), Murray, Nance, Napier, Percy, Phillips, Robertson, Shirley, Sir, Smith, Stallings, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Wolfe, Wood and Work--47.

Representatives voting no were: Bragg, Brewer, Cobb, Covington, Dixon, Drew, Ellis, Ford, Harrill, Henry, Hurley, Jones, King (Washington), Kisber, McKinney, Moody, Moore (Sullivan), Murphy, Naifeh, Owen, Pruitt, Rhinehart, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Tanner, Webb, Wheeler, Whitson, Williams, Wix and Yelton--33.

Mr. Crain moved that the House reconsider its action in adopting Amendment No. 6, which motion prevailed by the following vote:

Ayes	72
Noes	6
Present and not voting	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Buck, Byrd, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Elsea, Ford, Frensley, Gafford, Gill, Harrill, Hassell, Henry, Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), Kisber, McNally, Montgomery, Moore (Shelby), Murray, Nance, Napier, Owen, Percy, Phillips, Rhinehart, Robertson, Robinson (Hamilton), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton--72.

Representatives voting no were: Brewer, Cobb, Ellis, Miller, Moody and Naifeh--6.

Representative present and not voting was: Bragg--1.

Mr. Crain moved that the Amendment No. 6 be tabled, which motion prevailed by the following vote:

Ayes	56
Noes	30

Representatives voting aye were: Anderson, Atchley, Bell, Bivens, Buck, Byrd, Clark (Sumner), Covington, Crain, Davis (Gibson), DePriest, Dills, Duer, Elsea, Frensley, Gafford, Gaia, Gill, Hassell, Henry, Hillis, Jared, Johnson, Kelley, Kent, Kernell, Love, McAfee, McNally, Miller, Montgomery, Moore (Shelby), Murray, Nance, Napier, Owen, Percy, Phillips, Pickering, Rhinehart, Robinson (Hamilton), Scruggs, Shirley, Smith, Stallings, Starnes, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Wheeler, Whitson, Wix, Wolfe, Wood and Work--56.

Representatives voting no were: Bewley, Bragg, Brewer, Chiles, Clark (Davidson), Cobb, Davidson, Dixon, Drew, Ellis, Ford, Harrill, Hurley, Jones, King (Shelby), King (Washington), Kisber, McKinney, Moody, Murphy, Naireh, Pruitt, Robertson, Robinson (Washington), Severance, Sir, Tanner, Webb, Williams and Yelton--30.

Thereupon, Senate Bill No. 18, as amended, passed its third and final consideration by the following vote:

Ayes	78
Noes	6
Present and not voting	6

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Love, McAfee, McNally, Miller, Montgomery, Moore (Shelby), Murray, Napier, Owen, Percy, Phillips, Pickering, Rhinehart, Robertson, Robinson (Hamilton), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--78.

Representatives voting no were: Cobb, Ellis, Moore (Sullivan), Murphy, Nance and Williams--6.

Representatives present and not voting were: Bragg, Kisber, Moody, Naifeh, Pruitt and Tanner--6.

A motion to reconsider was tabled.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 136--Relative to study, executive orders having force of law.

SENATE AMENDMENT NO. 1

House Joint Resolution No. 136 by deleting from the final resolving clause the date "February 1, 1984" and by substituting instead the following date:

February 1, 1985.

Mr. Scruggs moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	90
Noes	1

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McAfee, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart,

Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--90.

Representative voting no was: Henry--1.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 137--To continue speech pathology board of examiners advisory council.

SENATE AMENDMENT NO. 1

Amend House Bill No. 137 by deleting Sections 2 and 3 in their entirety and by substituting instead the following:

SECTION 2. Having completed the period provided by Tennessee Code Annotated, Section 4-29-112, for winding up its affairs, the speech pathology and audiology board of examiners advisory council shall terminate and shall cease to exist on the effective date of this act.

SECTION 3. Tennessee Code Annotated, Title 63, Chapter 17, is amended by deleting Section 63-17-123 in its entirety.

SECTION 4. This act shall take effect on June 30, 1984, the public welfare requiring it.

Mr. King (Shelby) moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	86
Noes	3

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McAfee, McKinney, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wood and Yelton--86.

Representatives voting no were: Cobb, McNally and Wolfe--3.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 145--To continue solid waste disposal control board.

SENATE AMENDMENT NO. 1

Amend House Bill No. 145 by inserting the following language as new sections immediately preceding the effective date section and by appropriately renumbering such effective date section:

SECTION ____. Tennessee Code Annotated, Section 68-46-110, is amended by adding the following sentence to the end of subsection (b):

Such review and revision shall be performed by the board as frequently as shall be necessary to insure that annual fee collections are substantially equal to annual hazardous waste management program expenditures and costs.

SECTION ____. Tennessee Code Annotated, Section 68-46-110, is further amended by deleting subsection (d) in its entirety and by appropriately redesignating subsequent subsections.

SECTION ____. Tennessee Code Annotated, Title 68, Chapter 46, Part 1, is amended by adding the following language as a new section:

Annually, prior to January 7, the board and the commissioner shall submit a written report to the speaker of the senate and to the speaker of the house of representatives which shall evaluate all aspects of the performance of the hazardous waste regulatory program during the preceding year. The annual report shall include, but shall not necessarily be limited to, the following data:

(a) The number and type of hazardous waste handlers permitted and/or registered by the board.

(b) A list of hazardous waste generators, transporters, and disposal facilities in Tennessee.

(c) Fees due, paid, and past due by number and type of hazardous waste handlers.

(d) The amount of hazardous waste, by type, generated, transported, treated, stored, and disposed of in Tennessee, including the amount shipped into Tennessee from other states and the amounts shipped from Tennessee to other states.

(e) The number of permit applications received, granted, requested, and pending, by type.,

(f) The number and type of enforcement actions in process and initiated during the reporting period, and the results of such enforcement actions.

(g) The board's plan for identifying unpermitted hazardous waste handlers in the state and the extent of accomplishment of goals and objectives.

(h) Recommendations of the board and the commissioner for legislative action to improve the hazardous waste regulatory program.

AND FURTHER AMEND by deleting from the amendatory language of Section 2 the word, figures, and symbol "Section 53-4311" and by substituting instead the following:

Section 68-31-111.

SENATE AMENDMENT NO. 1 TO SENATE AMENDMENT NO. 1

Amend Amendment No. 1 by deleting the following language:

"Tennessee Code Annotated, Section 68-46-110, is further amended by deleting subsection (d) in its entirety and by appropriately redesignating subsequent subsections."

and by adding the following sentences to Tennessee Code Annotated, Section 68-46-110 subsection (b) as amended:

"Annual fee collections are to represent a portion of the state's funding share of the program not including federal grant funding. Such review shall also include the application of fees contained in subsection (d) of this section necessary to effectuate the funding mechanism as intended by this subsection. The findings of such review shall be conveyed in the annual report to the Speaker of the Senate and to the Speaker of the House of Representatives."

Mr. King (Shelby) moved that the House concur in Senate Amendment No. 1, as amended, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier,

Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--94.

A motion to reconsider was tabled.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 177--Relative to study, service for mentally retarded.

SENATE AMENDMENT NO. 1

Amend House Joint Resolution No. 177 by deleting the following language from the 1st Resolving Clause:

"and four (4) citizens, two (2) appointed by the speaker of the senate and two (2) appointed by the speaker of the house of representatives on recommendation of the Community Mental Retardation Agencies and the Tennessee Association for Retarded Citizens."

Mr. Henry moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 122--To continue board of veterinary medical examiners.

SENATE AMENDMENT NO. 1

Amend House Bill No. 122 by inserting the following language as a new section immediately preceding the effective date section and by appropriately renumbering such effective date section:

SECTION ____ . Tennessee Code Annotated, Section 63-12-120, is amended by adding the following language to the end of subsection (a):

The board shall promulgate, in accordance with the Uniform Administrative Procedures Act, rules which establish criteria for issuance of the continuing education credits required by this section.

Mr. King (Shelby), moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pruitt, Rhinehart, Robertson, Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --89.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 178--To continue the department of public health.

SENATE AMENDMENT NO. 2

Amend House Bill No. 178 by deleting the numbers 4-29-207 from the amendatory language of Section 2 and substituting the numbers 4-29-210 therefore.

Mr. King (Shelby) moved that the House non-concur in Senate Amendment No. 2.

Mr. Henry moved that the motion be tabled, which motion prevailed by the following vote:

Ayes	59
Noes	20

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Chiles, Clark (Sumner), Copeland, Davis (Gibson), DePriest, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hurley, Huskey, Jared, Johnson, Kelley, Kent, King (Washington), Kisber, Love, McAfee, McNally, Montgomery, Moody, Moore (Shelby), Nance, Napier, Percy, Pickering, Rhinehart, Robertson, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Wallace, Webb, Whitson, Williams, Wolfe, Wood and Yelton--59.

Representatives voting no were: Buck, Byrd, Clark (Davidson), Covington, Davidson, DeBerry, Disspayne, Dixon, Drew, Jones, King (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Owen, Pruitt, Robinson (Hamilton), Wix and Work--20.

Mr. Henry moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	67
Noes	21

Representatives voting aye were: Anderson, Atchley, Bewley, Bivens, Bragg, Buck, Byrd, Chiles, Clark (Sumner), Copeland, Crain, DePriest, Dills, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Johnson, Kelley, Kent, King (Shelby), King (Washington), McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Sullivan), Murray, Nance, Napier, Owen, Percy, Pickering, Rhinehart, Robertson, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Smith, Stallings, Starnes, Turner (Hamilton), Turner (Shelby), Wallace, Webb, Wheeler, Whitson, Williams, Wolfe, Wood, Work, Yelton--67.

Representatives voting no were: Bell, Clark (Davidson), Covington, Davidson, Davis (Gibson), Deberry, Disspayne, Dixon, Drew, Jared, Jones, Kisber, Love, Moore (Shelby), Murphy, Naifeh, Phillips, Pruitt, Sir, Tanner and Wix--21.

A motion to reconsider was tabled.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 189--Relative to study, compensation of community college instructors.

SENATE AMENDMENT NO. 1

Amend House Joint Resolution No. 189 by adding "and technical institute" after "community college" wherever the same appears, and

Further amend, by changing the word and figure "three (3)" to "four (4)" in the fourth line of the first resolving clause.

Mr. Dills moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	88
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Buck, Byrd, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton --88.

A motion to reconsider was tabled.

HOUSE JOINT RESOLUTION ON SENATE AMENDMENT

House Joint Resolution No. 197--Relative to study, bingo law.

SENATE AMENDMENT NO. 1

Amend House Joint Resolution 197 by deleting from the final resolving clause the date "February 1, 1984" and substituting instead the date "February 1, 1985".

Mr. Yelton moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	87
Noes	3

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensey, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, King (Shelby), King (Washington), Kisber, Love, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Sir, Smith,

Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Work and Yelton--87.

Representatives voting no were: McAfee, Nance and Wood--3.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 374

Senate Bill No. 374--To regulate granting professional land surveyors, certain circumstances.

Mr. Miller moved that the motion to reconsider Senate Bill No. 374 be lifted from the table, which motion prevailed.

Mr. Miller moved that the House reconsider its action in passing Senate Bill No. 374 on third and final consideration, as amended, which motion prevailed.

Mr. Miller moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. McKinney moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 374, as amended, passed its third and final consideration by the following vote:

Ayes	89
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Copeland, Covington, Crain, Davidson, Davis (Gibson), DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton --89.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 978

Senate Bill No. 978--To regulate discriminatory housing, accomodation.

Mr. Robinson (Hamilton) moved that the motion to reconsider Senate Bill No. 978 be lifted from the table, which motion prevailed.

Mr. Robinson (Hamilton) moved that the House reconsider its action in passing Senate Bill No. 978 on third and final consideration, as amended, which motion prevailed.

Mr. Robinson (Hamilton) moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Robinson (Hamilton) moved that the Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 978 passed its third and final consideration by the following vote:

Ayes	90
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--90.

A motion to reconsider was tabled.

FURTHER CONSIDERATION OF SENATE BILL NO. 1388

Senate Bill No. 1388--To increase number, housing authority commissioners.

Mr. Starnes moved that the motion to reconsider Senate Bill No. 1388 be lifted from the table, which motion prevailed.

Mr. Starnes moved that the House reconsider its action in passing Senate Bill No. 1388 on third and final consideration, as amended, which motion prevailed.

Mr. Starnes moved that the House reconsider its action in adopting Amendment No. 1, which motion prevailed.

Mr. Starnes moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Senate Bill No. 1388, passed its third and final consideration by the following vote:

Ayes	86
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Covington, Crain, Davidson, Davis (Gibson), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wolfe, Wood, Work and Yelton--86.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1298--To regulate Licensing Board of Healing Arts.

The Speaker appointed a Conference Committee composed of Senators Hicks, Richardson and Atchley to confer with a like Committee from the House to resolve the differences of the two bodies on Senate Bill No. 1298.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. King (Shelby) moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the differences between the two bodies on Senate Bill No. 1298, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Moore (Shelby), Ford and Covington as the Conference Committee on Senate Bill No. 1298.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 1721--To create board of occupational and physical therapy examiners.

SENATE AMENDMENT NO. 1

Amend House Bill No. 1721 as follows:

Amend Section Three by deleting the three sentences following "63-13-211" and substituting in lieu thereof the following:

Evaluation for and implementation of direct occupational therapy to individuals for their specific medical condition or conditions shall be based on a referral or order from a physician licensed in the State of Tennessee.

SENATE AMENDMENT NO. 2

Amend House Bill No. 1721 by deleting from Section 2, 63-13-102(5), the word "licensed" and by substituting instead the word "certified".

AND FURTHER AMEND by deleting from Section 2, 63-13-102(8), the word "licensed" and by substituting instead the word "certified".

AND FURTHER AMEND by inserting in Section 2, 63-13-104(2), after the words "the licenses" and before the words "and permits" the following:

" , certificates, "

AND FURTHER AMEND by deleting from Section 2, 63-13-104(2), the words "of all such licenses" and by substituting instead the following:

"of all such licensees, certificate holders, "

AND FURTHER AMEND by deleting from Section 3, 63-13-202, the word "licensure" wherever such word appears and by substituting instead the word "certification".

AND FURTHER AMEND by deleting from Section 3, 63-13-203, the word "licensure" and by substituting instead the following:

"certification".

AND FURTHER AMEND by deleting from Section 3, 63-13-203, the word "Licenses" and by substituting instead the word "Certificates".

AND FURTHER AMEND by deleting from Section 3, 63-13-204:

- the word "license" wherever such word appears and by substituting instead the word "certificate";

- the word "licensed" and by substituting instead the word "certified";

- the word "licensee" wherever such word appears and by substituting instead the word "certificate holder"; and
- the word "licensure" wherever such word appears and by substituting instead the word "certification".

AND FURTHER AMEND by deleting from Section 3, 63-13-205:

- the word "licensed" and by substituting instead the word "certified"; and
- the word "license" and by substituting instead the word "certificate".

AND FURTHER AMEND by inserting in Section 3, 63-13-206 (a)(1), after the words "osteopath or" and before the words "occupational therapist" the following:

"certified".

AND FURTHER AMEND by deleting from the 5th line of Section 3, 63-13-206 (a)(5), the word "licensed" and by substituting instead the word "certified".

AND FURTHER AMEND by inserting in Section 3, 63-13-206 (a)(5)(A) after the word "licensed" and before the word "under" the following:

"or certified".

AND FURTHER AMEND by inserting in Section 3, 63-13-206 (a)(5)(A) after the word "licensure" and before the word "requirements" the following:

"or certification".

AND FURTHER AMEND by deleting from Section 3, 63-13-207:

- the word "license" and by substituting instead the word "certificate";
- the word "licensee" wherever such word appears and by substituting instead the word "certificate holder";
- the word "unlicensed" and by substituting instead the word "uncertified"; and
- the word "licensed" and by substituting instead the word "certified".

AND FURTHER AMEND by deleting from Section 3, 63-13-208, the word "licensee" and by substituting instead the word "certificate holder".

AND FURTHER AMEND by deleting from Section 3, 63-13-209 (a), the words "not licensed under" and by substituting instead the words "not certified under".

AND FURTHER AMEND by deleting from Section 3, 63-13-209 (a), the words "or whose license has been" and by substituting instead the words "or whose certificate has been".

AND FURTHER AMEND by deleting from Section 3, 63-13-210, the word "license" and by substituting the word "certificate".

AND FURTHER AMEND by deleting from Section 3, 63-13-212, the word "license" wherever such word appears and by substituting instead the word "certificate".

AND FURTHER AMEND by deleting from Section 3, 63-13-212(a), the word "licensure" and by substituting instead the word "certification".

AND FURTHER AMEND by deleting from Section 3, 63-13-212(b), the words "current licensure" and by substituting instead the words "current licensure or certification".

AND FURTHER AMEND by deleting from Section 3, 63-13-212(b), the words "for licensure in this state" and by substituting instead the words "for certification in this state".

AND FURTHER AMEND by deleting from Section 3, 63-13-214, the word "licensed" and by substituting instead the word "certified".

SENATE AMENDMENT NO. 4

Amend House Bill No. 1721 by adding the following language to Section 2, to be designated as 63-13-105:

63-13-105. It is the intent of this act that the members of the committee of occupational therapy shall exercise regulatory jurisdiction over matters relating to occupational therapy free from interference by members of the board who do not serve on such committee. It is also the intent of this act that the members of the committee of physical therapy shall exercise regulatory jurisdiction over matters relating to physical therapy free from interference by members of the board who do not serve on such committee. It is further the intent of this act that the board shall not take any action or fail to take any action which would unreasonably delay or prevent implementation of any policy relating to occupational therapy adopted by the committee of occupational therapy nor any policy relating to physical therapy adopted by the committee of physical therapy.

SENATE AMENDMENT NO. 5

Amend House Bill No. 1721 by deleting Section 5(b) and by substituting instead the following:

(b) Tennessee Code Annotated, Section 4-29-206, is amended by inserting the following language as a new, appropriately numbered item:

() state board of occupational and physical therapy examiners, created by Section 63-13-103(a);

SENATE AMENDMENT NO. 6

Amend House Bill No. 1721 by deleting the word and punctuation "chiropractic," from Section 2, 63-13-102(2).

AND FURTHER AMEND by deleting the word and punctuation "chiropractic," from Section 4, 63-13-307(a)(1).

AND FURTHER AMEND by deleting the word and punctuation "chiropractic," from Section 4, 63-13-307(c).

SENATE AMENDMENT NO. 7

Amend House Bill No. 1721 by adding in Section 4 in 63-13-301 the following new subsection:

"(d) Nothing in this part shall apply to any person employed by the Department of Mental Health and Mental Retardation while in the discharge of official duties if the person has been certified by the Department as a physical therapy technician or associate after training by the Department to provide range-of-motion exercises, mobilization exercises, developmental exercises, hydrotherapy and postural drainage, and operation of physical therapy equipment such as is used in ultrasound, diathermy, ultraviolet, muscle stimulation, and infrared treatments under supervision by a physical therapist or a physical therapy assistant. If such a person engages in the practice of physical therapy outside his official duties, he must be licensed under this part."

AND FURTHER AMEND by inserting in Section 2 in 63-13-102 in item (4) after the words "direct on-premise" and before the word "supervision" the words "or, in the case of facilities of the Department of Mental Health and Mental Retardation, on-premise or off-premise".

SENATE AMENDMENT NO. 1 TO SENATE AMENDMENT NO. 7

Amend Amendment No. 7 by deleting the body of the amendment entirely and by substituting instead the following:

Amend S.B. 1540, H.B. 1721 by inserting in Section 4 in 63-13-301, subsection (b) after the words "approved hospitals," and before the words "nursing homes" the words "facilities of the Department of Mental Health and Mental Retardation";

AND FURTHER AMEND Section 2 in 63-13-102 in item (4) by deleting the words "direct on-premise supervision" and by substituting instead the words "direct supervision".

Mr. King (Shelby) moved that the House concur in Senate Amendments Nos. 1, 2, 4, 5, 6, 7, as amended, which motion prevailed by the following vote:

Ayes	79
Noes	7

Representatives voting aye were: Anderson, Atchley, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), DeBerry, DePriest, Dills, Disspayne, Drew, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Kisber, Love, McKinney, McNally, Miller, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Napier, Percy, Phillips, Pickering, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work and Yelton --79.

Representatives voting no were: Bell, Chiles, McAfee, Montgomery, Owen, Scruggs and Sir--7.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

1911--General Appropriations Bill.

The Senate refused to recede from its action in nonconcurring in House Amendments Nos. 1, 2 and 3.

The Speaker appointed a Conference Committee composed of Senators Henry, Dunavant, Hamilton, Garland, Williams, Darnell, Rucker, Burleson, Moore, Atchley, Hicks and O'Brien to meet with a like Committee from the House to resolve the difference of the two bodies on Senate Bill No. 1911.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Henry moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the difference between the two bodies on Senate Bill No. 1911, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Henry, Smith, Copeland, Rhinehart, Bragg, DeBerry, McKinney, Naifeh, Miller, Murray, Cobb and Brewer as the Conference Committee on Senate Bill No. 1911.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, Senate Bill No.:

4--To regulate age, possession of alcoholic beverages.

The Senate refused to recede from its action in nonconcurring in House Amendments Nos. 6, 10 and 15.

The Speaker appointed a Conference Committee composed of Senators Crouch, Ortwein, Shockley, Burks and Darnell to confer with a like Committee from the House to resolve the difference of the two bodies on Senate Bill No. 4.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Mr. Smith moved that the Speaker appoint a Conference Committee to meet with the Senate Committee to resolve the difference between the two bodies on Senate Bill No. 4, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEE

The Speaker appointed Representatives Crain, King (Washington), Hudson, Tanner and Webb as the Conference Committee on Senate Bill No. 4.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 154--Relative to study, polygraph testing.

The Speaker referred Senate Joint Resolution No. 154 to the Committee on Calendar and Rules.

Senate Joint Resolution No. 196--Relative to study, adoption laws.

The Speaker referred Senate Joint Resolution No. 196 to the Committee on Calendar and Rules.

Senate Joint Resolution No. 209--Relative to study, litigation tax laws.

The Speaker referred Senate Joint Resolution No. 209 to the Committee on Calendar and Rules.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 2309--To amend Charter, Humbolt.

Passed second consideration and held without reference.

House Bill No. 2310--To authorize taxes, certain highway construction.

Passed second consideration and held without reference.

House Bill No. 2312--To change term, Trenton Special School District board members.

Passed second consideration and held without reference.

House Bill No. 2314--To make certain provisions, West Carroll Special School District.

Passed second consideration and held without reference.

BY CONSENT

INTRODUCTION OF RESOLUTIONS

House Resolution No. 159--Relative to congratulating Tom McFarland--By Miller and Owen.

House Resolution No. 160--Relative to commending Mr. Joel Brown--By Gill and Phillips.

House Resolution No. 163--Relative to honoring Denise Marshall --By Drew.

House Resolution No. 164--Relative to commending Reverend Harold A. Middlebrook, Sr.--By Drew and Miller.

House Joint Resolution No. 579--Relative to commending Walter H. Kallaher, II--By Hassell.

House Joint Resolution No. 580--Relative to honoring Mr. and Mrs. Oney J. Naifeh--By Tanner, Stallings and Mr. Speaker McWherter.

House Joint Resolution No. 581--Relative to commending Sandra Lloyd and Chief Joe Knowles--By Turner (Hamilton).

House Joint Resolution No. 582--Relative to commending East Hickman Dixie Boys Major Baseball League--By Work.

House Joint Resolution No. 583--Relative to commending East Hickman Dixie Youth Tee Ball League--By Work.

House Joint Resolution No. 584--Relative to commending East Hickman Dixie Youth Minor Baseball League--By Work.

House Joint Resolution No. 585--Relative to commending East Hickman Dixie Youth Girls Softball League--By Work.

House Joint Resolution No. 586--Relative to commending East Hickman Dixie Youth Major Baseball League--By Work.

House Joint Resolution No. 590--Relative to honoring Senator Howard Baker--By King (Washington).

House Joint Resolution No. 591--Relative to congratulating Mr. and Mrs. Cary Grieve and son--By Wheeler and McNally.

House Joint Resolution No. 592--Relative to the memory of Reverend Nikiforos Maximos--By Turner (Hamilton).

House Joint Resolution No. 593--Relative to honoring Jim Prentiss--By King (Shelby), Shirley, Nance, Dixon, Moore (Shelby), Hassell, Williams, Kent, Withers, Gaia, Gill, DeBerry, Jones, Turner (Shelby), Byrd, Kernell and Brewer.

House Resolution No. 165--Relative to honoring Representative Dale Kelley--By Wallace, Webb, and Bewley.

House Resolution No. 167--Relative to congratulating Coach Charlie Baxter--By Whitson.

House Joint Resolution No. 594--Relative to congratulating Sabrina Keeton--By Atchley and Huskey.

House Joint Resolution No. 595--Relative to congratulating the Union City High School basketball team--By Tanner.

SECOND CONSENT CALENDAR

House Resolution No. 159--Relative to congratulating Tom McFarland.

House Resolution No. 160--Relative to commending Mr. Joel Brown.

House Resolution No. 163--Relative to honoring Denise Marshall.

House Resolution No. 164--Relative to commending Reverend Harold A. Middlebrook, Sr.

House Joint Resolution No. 579--Relative to commending Walter H. Kallaher, II.

House Joint Resolution No. 580--Relative to honoring Mr. and Mrs. Oney J. Naifeh.

House Joint Resolution No. 581--Relative to commending Sandra Lloyd and Chief Joe Knowles.

House Joint Resolution No. 582--Relative to commending East Hickman Dixie Boys Major Baseball League.

House Joint Resolution No. 583--Relative to commending East Hickman Dixie Youth Tee Ball League.

House Joint Resolution No. 584--Relative to commending East Hickman Dixie Youth Minor Baseball League.

House Joint Resolution No. 585--Relative to commending East Hickman Dixie Youth Girls Softball League.

House Joint Resolution No. 586--Relative to commending East Hickman Dixie Youth Major Baseball League.

House Joint Resolution No. 590--Relative to honoring Senator Howard Baker.

House Joint Resolution No. 591--Relative to congratulating Mr. and Mrs. Cary Grieve and son.

House Joint Resolution No. 592--Relative to the memory of Reverend Nikiforos Maximos.

House Joint Resolution No. 593--Relative to honoring Jim Prentiss.

House Resolution No. 165--Relative to honoring Representative Dale Kelley.

House Resolution No. 167--Relative to congratulating Coach Charlie Baxter.

House Joint Resolution No. 594--Relative to congratulating Sabrina Keeton.

House Joint Resolution No. 595--Relative to congratulating the Union City High School basketball team.

Mr. Gill moved that all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Anderson, Atchley, Bell, Bewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis

(Pickett), DeBerry, DePriest, Dills, Disspayne, Dixon, Drew, Duer, Ellis, Elsea, Ford, Frensley, Gafford, Gaia, Gill, Harrill, Hassell, Henry, Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Kisber, Love, McAfee, McKinney, McNally, Miller, Montgomery, Moody, Moore (Shelby), Moore (Sullivan), Murphy, Murray, Naifeh, Nance, Napier, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sir, Smith, Stallings, Starnes, Tanner, Turner (Hamilton), Turner (Shelby), Ussery, Wallace, Webb, Wheeler, Whitson, Williams, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --95.

A motion to reconsider was tabled.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolutions Nos. 580, 582, 583, 584, 585 and 586; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos.:

580--Relative to honoring Mr. and Mrs. Oney J. Naifeh;

582--Relative to commending East Hickman Dixie Boys Major Baseball League;

583--Relative to commending East Hickman Dixie Youth Tee Ball League;

584--Relative to commending East Hickman Dixie Youth Minor Baseball League;

585--Relative to commending East Hickman Dixie Youth Softball League;

586--Relative to commending East Hickman Dixie Youth Major Baseball League; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 938--Drew

House Bill No. 1737--Williams

House Bill No. 2189--DeBerry, Jones

House Bill No. 2087--Clark (Sumner)

House Joint Resolution No. 576--Whitson

House Joint Resolution No. 177--Kernell

House Joint Resolution No. 572--Wheeler

LOCAL BILLS REFERRED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 2309, 2312 and 2314.

REPORT OF COMMITTEE ON CALENDAR AND RULES

CONSENT CALENDAR

MR. SPEAKER: The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Thursday May 24, 1984: Senate Joint Resolution Nos. 211 and 222; and House Bills Nos. 2309, 2312 and 2314.

GILL, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1398, 1445, 1784, 1862, 2093, 2146, 2198, 2203 and 2295; also, House Joint Resolutions Nos. 60, 167, 214, 305, 435, 503 and 561; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1815, 1858, 2059, 2079, 2140, 2170, 2200, 2201 and 2297; also,

House Joint Resolutions Nos. 282, 293, 294, 319, 418, 512, 516, 517, 518, 519, 520, 521, 522, 524, 525, 526, 529, 530, 533, 534, 535, 536, 539, 541, 545, 546 and 560; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

562--Relative to congratulating Miss Lucy Sweat; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.:

284--To amend Section 16-15-702, Code;

497--To amend Prevailing Wage Act;

846--To make certain provisions, local option sales tax;

2299--To provide for mayor and board of aldermen, Brownsville;

2300--To make certain provisions, county executive, Madison County;

2301--To regulate mobile homes, Bradley County;

2303--To amend Charter, Gatlinburg;

2305--To amend Chapter 477, Private Acts, 1933;

2308--To amend road law, Haywood County; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.:

258--Relative to Fort Campbell, Light Infantry Division; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bill No.:

1523--To regulate privilege tax imposed on litigation; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 1401, 1586, 1620, 1641, 1739, 1810, 1813, 1821, 1837, 1843, 1845, 1848, 1860, 1861, 1910, 2273, 2281, 2284, 2286, 2288, 2289, and House Joint Resolutions Nos. 267, 269, 295, 465, 471, 473, 475, 476, 478, 479, 481, 484, 486, 487, 488, 489, 490, 495, 498, 499, 500, 501, 505, 507, 508, 509, 511, 528, with his approval.

WILLIAM C. KOCH, JR.,
Counsel to the Governor.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: 1398, 1445, 1784, 1815, 1858, 1862, 2059, 2079, 2093, 2140, 2146, 2170, 2198, 2200, 2201, 2203, 2295, 2297; and House Joint Resolutions Nos. 60, 167, 214, 282, 293, 294, 305, 319, 418, 435, 503, 512, 516, 517, 518, 519, 520, 521, 522, 524, 525, 526, 529, 530, 533, 534, 535, 536, 539, 541, 545, 546, 560 and 561; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 2296; and House Joint Resolutions

Nos. 579, 581, 589, 590, 591, 592, 593, 594 and 595; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

EXPLANATION OF VOTE

Senate Joint Resolution No. 138 passed the House by a vote of 93 - 0, without debate.

This is to advise that I had intended to vote "No" and would like for the Daily Journal to reflect a "No" vote for the record.

On motion of Mr. Naifeh, the House adjourned until 10:00 a.m. tomorrow.